

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK-----X
HANS ALEXANDER,

Plaintiff,

-v-

NEW YORK CITY, NEW YORK POLICE
DEPARTMENT, and POLICE OFFICER PALINKASDefendants.
-----X

07 CIV. 2679 (DLC)

ORDER

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>2/27/08</u>

DENISE COTE, District Judge:

Plaintiff was directed by an Order dated January 24, 2008 to execute and return unsealing releases requested by defendants no later than February 8. Defendants moved to dismiss this action by letter dated February 20 because plaintiff had not yet returned the requested releases. An Order dated February 21 set a briefing schedule for the defendants' motion to dismiss. On February 25, this Court received a letter from plaintiff dated February 18 and responding to the January 24 Order. Plaintiff represents that he had returned the releases soon after they were first sent to him, but that if the defendants resend releases to him, he will now execute them again. Although plaintiff's letter responds to the January 24 Order, it will also be construed as the plaintiff's opposition to defendants' motion to dismiss. It is hereby

ORDERED that the defendants will send plaintiff new copies of the requested release forms. Upon receiving the new copies, plaintiff will execute the releases and return them promptly to defendants.

IT IS FURTHER ORDERED that the defendants' motion to dismiss is denied without prejudice to its renewal in the event plaintiff does not execute and return the releases.

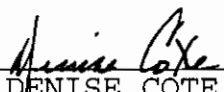
IT IS FURTHER ORDERED that the defendants' time to file a response to the complaint on behalf of Police Officer Palinkas is extended until April 11, 2008.

IT IS FURTHER ORDERED that when filing any papers with the Court, the parties shall provide a courtesy copy to Chambers by sending them to this Court's Pro Se Office, Room 230, United States Courthouse, 500 Pearl Street, New York, New York 10007.

IT IS FURTHER ORDERED that failure to comply with any of the terms of this Order may constitute grounds for the denial of requested relief, dismissal of the action, the entry of judgment by default, or such other action as may be just under the circumstances.

SO ORDERED:

Dated: New York, New York
February 27, 2008



DENISE COTE
United States District Judge

COPIES SENT TO:

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